UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS Worcester

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JAMES HAKKINEN,)	
Plaintiff)	
Tantiii)	
v.)	Civil Action No.: 4:05-CV-40094-FDS
)	
NATIONAL RAILROAD)	
PASSENGER CORPORATION,)	
)	
Defendant)	

RULE 16.1 CERTIFICATION

This is to certify that the Plaintiff, James Hakkinen, and his counsel, Thomas Joyce, Esq. and Michael J. McDevitt, Esq., have conferred to establish a budget for the full litigation of the above-captioned matter as well as a budget for various alternative courses. Jams Hakkinen and his counsel have further discussed the resolution of the litigation through the use of Alternative Dispute Resolution programs, and Plaintiff and Plaintiff's counsel feel that this case may benefit from mediation prior to jury trial.

Respectfully Submitted,

ATTORNEY FOR PLAINTIFF

ATTORNEY FOR PLAINTIFF

/s/ Thomas J. Joyce Thomas J. Joyce, III, Esq. HANNON & JOYCE Public Ledger Building 150 S. Independence Mall West Philadelphia, PA 19106

PLAINTIFF /s/ James Hakkinen Client James Hakkinen

Dated: December 7, 2005

/s/ Michael J. McDevitt Michael J. McDevitt, Esq. LAWSON & WEITZEN, LLP 88 Black Falcon Avenue, Suite 345 Boston, MA 02210 Local Counsel for Plaintiff